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7 **UNITED STATES DISTRICT COURT**
8 **WESTERN DISTRICT OF WASHINGTON**

9 DAVID SARRUF,

10 Plaintiff,

11 vs.

12 LILLY LONG TERM DISABILITY PLAN
13 & LILLY LIFE INSURANCE PLAN,

14 Defendants.
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Case No. 2:24-CV-00461-JCC

**THIRD STIPULATED MOTION FOR
EXTENSION OF TIME TO FILE FEE
PETITION**

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18 **I. Relief Requested**

19 Plaintiff David Sarruf (“Plaintiff”) and Defendants The Eli Lilly and Company Long Term
20 Disability Plan (the “LTD Plan”)1 and The Eli Lilly and Company Life Insurance and Death
21 Benefit Plan (the “Life Insurance Plan”)2 (together, “Defendants”) (Plaintiff and Defendants
22 together, the “Parties”), by and through their attorneys, hereby respectfully move the Court for an
23 order extending the deadline for Plaintiff to file his fee petition.

24 On July 28, 2025, the Court granted the Parties’ Stipulated Motion for Extension of Time
25 to File Fee Petition and extended the deadline for Plaintiff to file his accounting of attorneys’ fees
26 so that (i) the Parties could discuss the potential resolution of this case in its entirety, including any
27 attorneys’ fees incurred by Plaintiff during the course of this litigation, and (ii) to allow sufficient
28 time for the remand process.

1 On August 29, 2025, the Court granted the Parties' Second Stipulated Motion for Extension
2 of Time to File Fee Petition and extended the deadline for Plaintiff to file his accounting of
3 attorneys' fees.

4 The Parties need additional time to continue settlement discussions and conduct the
5 remand process. Specifically, Plaintiff requires additional time gather responses from his treating
6 physicians to a report produced by Defendant on September 2, 2025. As a result, the Parties have
7 further agreed to extend the time period for Defendants to consider Plaintiff's claim on remand and
8 issue a decision on such remand until November 17, 2025. The Parties respectfully request that the
9 Court extend the deadline for Plaintiff to file his fee petition until one week later, or until
10 November 24, 2025.

11 **II. Conclusion.**

12 For the foregoing reasons, the Parties jointly ask the Court to grant this stipulated motion
13 for an extension of time for Plaintiff to file his fee petition until November 24, 2025.

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1 Respectfully submitted,

2 Dated this 10th day of September, 2025

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4 By: /s/ Stacy Monahan Tucker
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26 *Attorneys for Defendants*

[PROPOSED] ORDER

THIS MATTER having come before the Court upon the Parties' THIRD STIPULATED MOTION FOR EXTENSION OF TIME TO FILE FEE PETITION, and the Court having considered the motion and all relevant materials, and finding good cause shown, hereby ORDERS:

1. The Parties' Third Stipulated Motion for Extension of Time to File Fee Petition is GRANTED.

2. Plaintiff's deadline for filing an accounting of his attorneys' fees is extended until November 24, 2025.

IT IS SO ORDERED this 10th day of September 2025.



THE HONORABLE JOHN C. COUGHENOUR

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of September, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record who receive CM/ECF notifications.

Dated: September 10, 2025

By: /s/ Glenn R. Kantor
Glenn R. Kantor, admitted pro hac vice